

**APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER  
OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE  
STATE OF NEVADA HERETOFORE APPROPRIATED**

Date of filing in State Engineer's Office. APR 4 1983

Returned to applicant for correction. MAY 11 1983

Corrected application filed. MAY 24 1983 Map filed MAY 24 1983

The applicant Michael B. Stewart

PO Box 1021 of Yerrington  
Street and No. or P.O. Box No. City or Town

Nevada 89447 hereby make S. application for permission to change the  
State and Zip Code No.

Point of Diversion and Place of Use of a Portion  
Point of diversion, manner of use, and/or place of use

of water heretofore appropriated under Permit 28088, Certificate 8435  
(Identify existing right by Permit, Certificate, Proof or Claim Nos. If Decreed, give title of Decree and

identify right in Decree.)

1. The source of water is, underground  
Name of stream, lake, underground spring or other source.

2. The amount of water to be changed 0.975 CFS  
Second feet, acre feet. One second foot equals 448.83 gallons per minute.

3. The water to be used for Irrigation  
Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.

4. The water heretofore permitted for Irrigation  
Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.

5. The water is to be diverted at the following point within the SW $\frac{1}{4}$ NE $\frac{1}{4}$  Section 24, T.30N.,  
Describe as being within a 40-acre subdivision of public survey and by course and  
R.22E., MDB&M or at a point from which the East  $\frac{1}{4}$  corner of said Section 24  
distance to a section corner. If on unsurveyed land, it should be stated.  
bears S.86°28'58"E. 2627.89 feet. (well 3)

6. The existing permitted point of diversion is located within the NW $\frac{1}{4}$ SE $\frac{1}{4}$  Section 13, T.30N., R.22E.,  
If point of diversion is not changed, do not answer.  
MDB&M or at a point from which the South  $\frac{1}{4}$  corner of said Section 13 bears  
S.00°11'50"W. 2635.5 feet. (well 4)

7. Proposed place of use Section 13, T.30N., R.22E., MDB&M: NE $\frac{1}{4}$ NE $\frac{1}{4}$  (4 ac.), SE $\frac{1}{4}$ NE $\frac{1}{4}$   
Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.  
(40 ac.), NE $\frac{1}{4}$ SE $\frac{1}{4}$  (7 ac.)--Total 51 acres

8. Existing place of use Section 13, T.30N., R.22E., MDB&M: NW $\frac{1}{4}$ NE $\frac{1}{4}$  (8.5 ac.) SW $\frac{1}{4}$ NE $\frac{1}{4}$   
Describe by legal subdivisions. If permit is for irrigation, state number of acres irrigated. If changing place of use and/or  
(8.5 ac.), NW $\frac{1}{4}$ SE $\frac{1}{4}$  (8.5 ac.), SW $\frac{1}{4}$ SE $\frac{1}{4}$  (8.5 ac.), NE $\frac{1}{4}$ SW $\frac{1}{4}$  (8.5 ac.), SE $\frac{1}{4}$ SW $\frac{1}{4}$  (8.5 ac.)--  
manner of use of irrigation permit, describe acreage to be removed from irrigation.  
Total 51 acres

9. Use will be from January 1 to December 31 of each year.  
Month and Day Month and Day

10. Use was permitted from January 1 to December 31 of each year.  
Month and Day Month and Day

11. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and  
specifications of your diversion or storage works.) existing well, pump, motor and distribution  
State manner in which water is to be diverted, i.e. diversion structure, ditches,  
system.  
pipes and flumes, or drilled well, etc.

12. Estimated cost of works. \$50,000

13. Estimated time required to construct works. 2 years--well drilled under Permit 29932

14. Estimated time required to complete the application of water to beneficial use..... 3 years

15. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use.

189 acres and 3.615 CFS will be left in Permit 28088.

By..... s/Michael B. Stewart  
 PC Box 1021  
 Yerrington, Nv. 89447

Compared..... js/tls cl/cmg

Testified.....

### APPROVAL

OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit to change the point of diversion and place of use of a portion of the waters of an underground source as heretofore granted under Permit 28088 (Certificate 8435) is issued subject to the terms and conditions imposed in said Permit 28088 (Certificate 8435) and with the understanding that no other rights on the source will be affected by the change proposed herein. The well shall be equipped with a 2-inch opening and a totalizing meter must be installed and maintained in the discharge pipeline near the point of diversion and accurate measurements must be kept of water placed to beneficial use. The totalizing meter must be installed before any use of the water begins or before the proof of completion of work is filed. If the well is flowing, a valve must be installed and maintained to prevent waste. This source is located within an area designated by the State Engineer pursuant to NRS 534.030. The State retains the right to regulate the use of the water herein granted at any and all times.

This permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

The issuance of Permit 46785 reduces the diversion rate of Permit 28088 (Certificate 8435) to 2.465 cubic feet per second.

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.975 cubic feet per second, but not to exceed 204.0 acre-feet annually, and not to exceed a yearly duty of 4.0 acre-feet per acre of land irrigated from any and/or all sources.

Work must be prosecuted with reasonable diligence and be completed on or before..... March 29, 1997  
 Proof of completion of work shall be filed before..... April 29, 1997  
 Application of water to beneficial use shall be made on or before..... March 29, 1999  
 Proof of the application of water to beneficial use shall be filed on or before..... April 29, 1999  
 Map in support of proof of beneficial use shall be filed on or before..... April 29, 1999

Completion of work filed..... MAY 29 1997 IN TESTIMONY WHEREOF, I..... R. MICHAEL TURNIPSEED, P.E.  
 Proof of beneficial use filed..... MAR 30 1999 State Engineer of Nevada, have hereunto set my hand and the seal of  
 Cultural map filed..... MAR 30 1999 my office, this..... 29th day of..... March  
 Certificate No. 15242 Issued..... AUG 16 1999 A.D. 19..... 96